Established June 6, 1870.

SALT LAKE CITY, UTAH, WEDNESDAY, AUGUST 28, 1907

AS PRIVATE TENDERFOOT EXPECTED TO FIND IT.

10 Pages. Price, Five Cents.

Diary.

ance to Bar Association Aroused Opposition.

RECOMMENDATIONS

RECTOR.

the apportionment and contingent distribution of deferred dividend surpluses on life policies by all companies as a condition precedent to the transaction of business outside their home states. The report precipitated a spirited contest, especially so as it was accompanied by a bill which proposed to ask congress to enact a law prohibiting insurance concerns doing business unless licensed by federal or state authority. Those favoring the bill contended that the purpose was to afford protection against wildcat companies. Those opposed to it argued that it was another form of the attempt to secure federal preference to state regulations. The proposition was defeated when voted on. Congressman Littlefield of Maine, who is a director in the Equitable company, predicted that if the Equitable company, predicted that if the deferred dividend distribution plan was carried out it would bankrupt all the

companies
Finally this recommendation was tabled by a vote of 110 to 78.

The report of the committee on commercial law was read.

Bankruptcy Law Lame.

Several amendments to the present bankruptey law. including an enlargement of the definition of insolvency and a recommendation that the association approve both the uniform sales act and the uniform warehouse receipts acts, were included in the report of the committee on commercial law. The changes in the bankruptey law advocated by the report are made under the heads: In the statutory definition and proof of insolvency in fact; in the enumeration of acts of bankruptey; and in respect to the person or ruptcy; and in respect to the person or persons qualified to make affidavit to a

fact; in the enumeration of acts of bankruptcy: and in respect to the person or
persons qualified to make affidavit to a
petition in involuntary bankruptcy.

The report says:

"The present restricted statutory definition of insolvency has been much criticised and is certainly practically embarrassing in motter o fproof. It is said to
protect a debtor whose property is not
quickly convertible, but on the other hand
it may operate to put creditors at the
debtor's mercy. The committee believe
that the definition of insolvency in fact
should be enlarged, and that the statute
should provide that insolvency may be
further proven by any one of the three
following circumstances, viz., by return
of nulla bona to a writ of fleri facias; by
proof of inability to pay debts in the of nulla bona to a writ of fieri facias; by proof of inability to pay debts in the due course of business as they mature. (This to be limited to commercial classes.) By the appointment of a receiver for a co-partnership or corporation which is insolvent. And the committee further recbankruptcy be modified or enlarged so as insolvency in fact. The committee fur-ther recommends an amendment to the statute so that it may provide that the affidavit to a petition in involuntary bankruptcy may be made by petitioning creditors or by their agents or attorney.

Should Be Uniform.

"In consideration of the great importance of uniformity in the law of sales and the law of warehouse receipts, the committee recommends the approval by the associa-tion of both the uniform sales act and the uniform warehouse receipts act, and that a special committee or special commit-tees of the association be appointed to secure their passage by the legislatures of those states which have not already adopted them, including their adoption by congress for the District of Columbia. committee suggests, however, that The committee suggests, however, that the bill concerning warehouse receipts might be improved, in one particular, that is, by making it more definitely to protect the rights of the transferee of a finder of a warehouse receipt, and that the attention of the commissioners on uniform state laws should be called to this matter. As now drafted the trans-feree of a fraudulent holder is definitely protected, but protection is not extended to the transferee of a finder, and there is thus a possible diminution of negotiability resulting in the necessity of proving by a holder that he is entitled to hold the receipt. The committee does not intend this suggestion to be a limitation of approval of the bill in question, but rec-ommends the endorsement of both laws in their entirety.

Admission to the Bar.

The report of the committee on legal education and admissions to the bar contained many recommendations in the di-rection of regulating the conferring of in the District of Columbia of a uniform law on the subject of law degrees. In this connection the committee presented an outline of an act which would provide that the degree of bachelor of laws and bachelor of civil law may be conferred by an institution which maintains a course of law for undergraduates, which course extends over three academic years of at least eight months in each year, proof at least eight months in each year, pr vided the institution requires of appli-cants for admission to its classes an edu-cation equivalent to that possessed by one who has completed a course required for graduation from a high school and, in addition requires candidates for such de-grees to carry at least ten hours of classroom work a week throughout each academic year in that institution or in some other institution qualified to grant such degrees; that the degree of bachelor of law may be conferred by an institution which maintains a course in law, but which does not meet the requirements prescribed in the preceding section; that the degree of master of laws may be conferred only by institutions authorized to confer the degree of bachelor of laws, and shall be granted only to persons who have studied law for not less than one full academic year after obtaining the bachelor's degree in law and prosecuted such study in residence at the institution conferring the degree; that institutions au-thorized by the act to confer the degree

Continued on Page 2.

Report of Committee on Insur- Attorney Heney Went After Him Rough-Shod Until Stopped by Court.

LOST SCENE DURING GLASS TRIAL

OPINION OF AN EQUITABLE DI- EVIDENCE PILING UP AGAINST DEFENDANT.

Portland, Me., Aug. 27 .- The report of San Francisco, Aug. 27.-Secretarythe committee on insurance to the Amer- Treasurer F. W. Eaton, of the Pacific ican Bar association condemned the cus- Telephone & Telegraph company was tom of making state insurance commis- called to the stand this morning by the sionerships political, and recommended a federal enactment forbidding the use of the malls to all insurance concerns not licensed by the states wherein they are domiciled. It also declared in favor of the apportionment and contingent distribution of deferred dividend syrelyses on who are referred the checks drawn or who

Mr. Heney introduced memoranda from five legal banks showing the withdrawal approximately of \$50,000 in February, cor-responding to the total amount alleged o have been paid to the supervisors at

that time.
Thomas E. Sherwin, formerly traveling auditor of the telephone company, testified to a similar \$50,000 entry in the books of the corporation which he was auditing at the time of their destruction in the

April fire.

The examination by Mr. Heney of John W. Gilkyson, assistant to the general superintendent of the telephone company.

man of the graft prosecutors, commanded him to dery to the public that he had made a confession and urged him to swear to a false affidavit to that purp if the newspaper reporters crowded him "Did you understand that he wished

you to swear falsely before the grand jury?" asked Heney.
"No," said Boxton, "as I understood it he wanted to throw the newspapers off the scent. It is considered perfectly leritimate to deceive the newspapers, posibly to the extent of a false oath. At the afternoon session several bank officials were called and read letters from the telephone company authorizing the honoring of checks signed by certain of its officials who were named. The obits officials who were named. The object of this testimony was to show that during this peried of the alleged briberies no checks of the telephone company could have been cashed unless signed by either Mr. Giass of Mr. Zimmer in view of the testimony of Mr. Scott that he did not take charge as president until after the expiration of that period. But the force of this line of reasoning was somewhat impaired by the fact that some of these letters of authorization bore the these letters of authorization bore the signature of Scott as president.

Admiral Evans Busy With Details of the Trip of the Battleships to the Pacific.

Washington, Aug. 27.-Details for the being systematically developed aboard for some special reason. Villareal will Admiral Evans' flagship, the Connecticut, and at the navy department, where, by the president's order, the various bu-reaus are now authorized to execute plans rection of regulating the conferring of law degrees. They include one urging the adoption in each state and territory and in the District of Columbia of a uniform city of the sound to accommodate them. The battleships carry only 120 fathoms of anchor chain and most of the water there is more than sixty fathoms deep, so as safe practice requires that the chains be not less than three times the depth of the water only a few vessels can be accommodated near Bremerton at once.

SNEEZE WAS POWERFUL.

Union Pacific Brakeman Dislocates Shoulder in Peculiar Manner.

(Special to The Herald.) Laramie, Wyo., Aug. 27.—William A Naughton, a brakeman on the Union A Pacific, yesterday dislocated his left shoulder by sneezing. This is the first time on record that a similar accident has occurred. Years ago Naughton injured the shoulder.

WOMAN AT THE HEAD.

(Special to The Herald.) Sundance, Wyo., Aug. 27.—It is claimed by the Sloux City, Ia., Tribune, which claims to be familiar with the facts, that Mrs. Dobson, wife of the alleged horse-thief arrested near Belle Fourche, S. D., a few days ago, is the real brains behind the operations of her husband and of the gang that he is said to have headed.

Infernal Machine for Cortelyou.

Philadelphia, Aug. 27 .- The explosion of what appears to have been a large percussion cap in a package addressed to Secretary of the Treasury George B. Cortelyou, created excitement in the Nicetown sub-station of the Philadelphia postoffice today. The package, which was collected from a box in the northern section of the city, was received by Clerk Roberts, who says, it was about four inches long by two inches wide. Roberts was unhurt. What was in the package, aside from the explosive, the officials will not

WE DECIDED TO TARGET PRACTICE

A Day at Camp Leonard Wood.

DRESS PARADE

thorize Construction of Four Additional Battleships.

battleships via Magenah is for tacted reasons alone.

"We all believe the Suez route the easier and cheaper," said Roberts, "but going by the hard route will determine some of our needs in the Pacific, particularly in the matter of coaling stations. I have not the slightest doubt that a million dollars will be used up in the Pacific.

That amendment prohibits the federal indicate power from extending to suits

CASE OF VILLAREAL.

Mexico Must Make Request Through Department of State.

Washington, Aug. 27 .- Villareal, the alleged Mexican revolutionist, is being held at Los Angeles awaiting the action of the givernment of the great battleship fleet around the South American continent are and cannot be returned to Mexico except probably be discharged from custody un-less the Mexican government requests through the state department that he be ALL AMERICANS SAFE.

sult of Monday's Fire.

Much Suffering at Hakodate as a Re-

Yokohama, Aug. 27.—The conflagration which yesterday destroyed 70 per cent of the city of Hakodate has caused much suffering among those who resided in the burned district. All the Americans in Hakodate are safe, including the consul general at Yokohama, who is there on an official visit. Consular Agent King immediately made a requisition for supplies, which were promptly forwarded. It is understood that Mr. King is caring for all foreigners who suffered by the fire.

EMASCULATED BY LORDS.

London, Aug. 77.-The Irish evicted ten-London, Aug. 27.—The Irish evicted tenant bill finally passed both houses of parliament this evening in what Chief Secretary for Ireland Birrel called an emasculated form. The principal amendments inserted by the house of lords deprive the commissioners of their power of turning out the present holders of farms for the purpose of reinstating evicted tenants.

FIGHT GIVEN UP.

San Francisco, Aug. 27.-The appeal taken by the old board of supervisors from the Jecision of Superior Judge Seawell, restraining them from molesting well, restraining them from molesting District Attorney Langdon in the discharge of his duties, was dropped from the calendar by the court of appeals this morning at the request of Attorney G. W.

Congress Will Be Asked to Au- Judge Pritchard Tries His Hand Former Park City Miner Killed at Interpretation of the Federal Constitution.

New York, Aug. 27.—Congressman Roberts of Massachusetts, who, with other members of the naval committee, investimembers of the naval committee, investi-gated the needs of the Brooklyn navy case of the Southern Railway against the formerly of Park City, Utah, was in-yards, said today that the trip of the state corporation commissioners and atbattleships via Magellan is for tactical torney general of North Carolina, announced today, upholds the jurisdiction

ion dollars will be used up in the Pacific oute, but if naval tacticians wish to determine certain things now is the time."

That amendment prohibits the federal judicial power from extending to suits brought against a state by citizens of another state. Pritchard holds that a state have a committee, said the committee. would probably ask congress to authorize the construction of four more battleships. He said:

"We may as well make up our minds now that it is necessary to maintain a large fleet in the Pacific. Our interests on that coast are too great to do otherwise."

vouchsafed him by the federal constitution and does not possess power "to deprive this court of its jurisdiction, and the sooner those questions are definitely determined the better for all concerned."

The decision says: "It is incorporated." The decision says: "It is inconceivable that a United States court should be pow-erless to afford a remedy to one who seeks to assert the rights guaranteed by the constitution. Those who were re-sponsible for the adoption of the eleventh emendment never dreamed it could be used as a means of depriving citizens of substantial rights conferred by the federal The court holds that the state corpora-

the court holds that the state corpora-tion commissioners are still charged with the duty of making rates, the only limi-tation being-that they shall not make a rate in excess of 2% cents a mile.

SETTLEMENT NOT IN SIGHT. Telegraphers Expect Business Interests to Interfere Finally.

New York, Aug. 27.—Prospects for + a mutually satisfactory settlement + of the telegraphers' strike are no + more promising than a week ago. + The strike leaders say they have accepted the companies' statements as + final and are prepared to prolong the + strike until the business interests + force cougress to act in the matter. + A proposal to call out all tele-→ A proposal to call out all tele-→ graph operators employed by broker-→ age firms regardless of whether these → ♦ firms have signed the union scale is ♦ + the latest in the strike of the teleg- + raphers. President Small today re-ceived a message from southern telegraphers urging that this step be taken. He replied that the men + must remain at work until they received further instructions from gov-erning bodies of the union, and at the same time called a meeting of all the men employed in brokerage houses in New York for tomorrow afternoon, at which time the question of whether they will join the will be discussed

******* MOTION FOR NEW TRIAL.

San Francisco, Aug. 27.—Arguments on the motion for a new trial for John A. Benson and Dr. Edward Perrin, convicted of conspiracy to defraud the government of public lands, were begun this morning in the United States district court. the calendar by the court of appeals this morning at the request of Attorney G. W. Cobb.

ALMOST A MUTINY.

Honolulu, Aug. 27.—The officers and men of the United States district court. Peter F. Dunne, counsel for Dr. Perrin, asked for a continuance at the earnest request of his client. Judge Dehaven granted the attorneys until Saturday to prepare their arguments. Attorney Carupbell then began his plea in behalf of Benson, asserting that the indictment was defective.

and the coaling of the cruiser has been delayed.

Worland, Wyo., Aug. 27.—R. V. Holmes formerly editor of the Thermopolis Independent, is alleged to have left for parts unknown, leaving unpaid bills and several pieces of worthless paper behind. It is alleged Holmes cashed worthless checks, catching his friends gcing and ports.

(Special to The Herald.)

Worland, Wyo., Aug. 27.—R. V. Holmes graduate of the Mark Hopkins art institute of San Francisco.

MOROCCO QUIETING DOWN.

Paris, Aug. 27.—Admiral Philibort cables that calm prevails at Casablanca and other Moroccan ports. (Special to The Herald.)

by Electric Shock in Goldfield, Nev., Mine.

(Special to The Herald.) Goldfield, Nev., Aug. 27.-W. T. Juliff, formerly of Park City, Utah, was in-White Rocks No. 6 shaft today. Juliff was foreman at No. 6 shaft, and accidentally came in contact with the deadly wires, which carried 6,600 volts, while cuting a hole in a partition which separated the transformer room from the engine room. Juliff has a wife and three children at Park City and had secured a house near the mine, intending to send for his family. An inquest will be held this afternoon. The body is held for directions from Utah as to burial. The dead man had \$32 on his person when killed.

Sight of Automobile.

(Special to The Herald.

Cheyenne, Wyo., Aug. 27.—A few social, industrial and civil rights. The speaker then took up the question of locations are dead when it saw an automobile for the first time, and yesterday a covote dropped dead at sight of a covote dropped dead at sight of a covote was running along the road, and the automobile, driven by W. E. Cheyenne, coming successes. man had \$32 on his person when killed.

The matter of the strike at the Mohawk and Combination mines of the Consolidat-Mines company will be taken up at regular meeting of the union tonight and may be referred to a referendum vote as required by the constitution. It is not believed that a full vote of the union will

THE DEATH RECORD.

Nelson Morris.

Chicago, Aug. 27.—Nelson Morris, head of the great packing concern, died today of heart disease complicated with kidney trouble. Morris was a native of Germany and landed at Philadelphia. He worked his way to Buffalo on a canal boat; thence walked to Chicago and went to work at the stock yards at \$5 monthly for the first year. He has been a leading packer since he began in 1862.

Earl Dunmore.

London, Aug. 27.-Earl Dunmore, prominent Christian Scientist and per-sonal friend of Mrs. Eddy, was suddenly attacked by llness last night and died before a doctor could be summoned.

MAKE APPEARANCE

W. I. Brobeck and Joseph E. Green, in-dicted for offering bribes to supervisors in behalf of the Parkside Realty com-pany, were present in Judge Dunne's court this morning when their case was called. Assistant District Attorney Wil-liam Hoff Cook presented the minutes of Judge Graham's court as amended, which asked to be made part of the record before the motions to quash were decided. Judge Dunne admitted the record and announced that he would make no rulings until after the supreme court should pass upon the motions that have been made there.

SCHMITZ AGAIN IN COURT.

San Francisco, Cal., Aug. 27.—Former Mayor Schmitz appeared before Judge Dunne this morning, expecting to hear a decision on the merits of his demurrers to the indictments charging him with ac-cepting bribes from the United Railroads gas company. Judge Dunne was dy to hand down his decision, not ready to hand down his decision, stating that other business was engaging his time. It may be several weeks before the ruling is made.

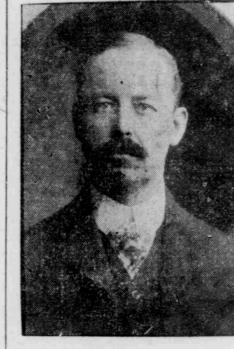
SCHOOL TEACHER DROWNED. San Jose, Cal., Aug. 27 .- Miss Josephine Murphy, a teacher in the High school here, was drowned yesterday afternoon in Coyote creek by the capsizing of a row boat in which she was seated in com-pany with Miss Ka'e Bellow, daughter of a wealthy rancher. The victim was a

perintendent of Southern Pacific at Oakland.

NEW APPOINTMENT.

(Special to The Herald.)

San Francisco, Aug. 27.-E. E. Calvin, general manager of the Southern Pacific ed, and it will fight for them. It fears system, with headquarters here, an no foe and asks no quarter; neither will nounces the appointment of Joseph H. it give any. Young as superintendent of the western



JOSEPH H. YOUNG. Salt Laker Appointed to Take Charge of the Most Important Division of the Southern Pacific System.

division with headquarters at the Oakland pier. The appointment will become effective Sept. I. This is the most important tive Sept. I. This is the most important the ladies' organization as a factor in

The foregoing dispatch will be gratifying news to many hundreds of people in Salt Lake City who know Mr. Young intimately, and who have watched his career with interest as promotion followed promotion. Mr. Young is the son of Judge LeGrand Young. He has been in the railroad service since attaining his majority and before. He did duty with the Utah Central, was superintendent on the Oregon Short Line, general superintendent of the Rio Grande Western, general volce. He is 11 years old. He endent of the Rio Grande Western, general manager of the Colorado Midland. He now leaves the 'Frisco system with eral manager of the Colorado Midland. He now leaves the 'Frisco system with which, as superintendent, he has been stationed at Springfield, Mo., to take up his new duties on the coast.

Williams, also of Ogden, who also is only li years old. Three solos by W. D. Phillips were pleasing numbers. Miss Jean Haywood was Mr. Phillips' accompanist. It was expected that John Dern would deliver an address, but a previous engagement prevented his presence. stationed at Springfield, Mo., to take up his new duties on the coast.

ANTICIPATED THEIR FATE

Horse in Cheyenne and Coyote in Mountains Fell Dead at Sight of Automobile.

wild animal has been scared to death by an automobile.

MEXICANS CHARGED WITH RESISTING AN OFFICER

an officer. The trial of Ricardo Magon and Librado Rivera was set for Sept. 30 and 27 respectively. They were held in \$1,000 bail Attorneys for Antonio Villareal, charged with being a fugitive from El Paso, made a motion to have his case transferred to the United States district court. Arguments will be heard tomorrow. Villareal will be tried Sept. 28 for resisting an officer. Telegrams were received from the authorities at St. Louis asking that the three men be held for trial in that city. They are accused of jumping bail there in the sum of \$2,500 each after having been indicted by the grand jury. Attorneys for the men declared this morning that "these are nothing but trumped up charged to get our large of the men declared this morning that "these are nothing but trumped up charged to get our large of the men declared this morning that "these are nothing but trumped up charged to get our large of the men declared this morning that "these are nothing but trumped up charged to get our large of the men declared this morning that "these are nothing but trumped up charged to get our large of Utah desires peace and a cessation of the bitterness and strife which have proven injurious to the state and retarded its advancement."

The pemocratic party of Utah desires peace and a cessation of the bitterness and strife which have proven injurious to the state and retarded its advancement."

The speaker stated that, personally, if conditions were proper, he would not be a business men's or non-partisation. "Sait Lake City is on the eve of material development," he said. "The next few years will require the very best ability in order that the city may be properly governed and the highest interests and strife which have proven injurious to the state and retarded its advancement."

The speaker stated that, personally, if conditions were proper, he would not be a business men's or non-partisation. "Sait Lake City is on the eve of material development," he said. "The provent injurious to the state and retarded its adverse to a ing but trumped-up charged to get our clients back into Mexico, where they are wanted for political offenses on which they cannot be extradicted."

MORE PAY ALL AROUND.

present a bill for recommendation to congress, providing for a general increase in pay of the officers and men of the navy and army and revenue cutter service. The bill provides increases ranging from 19 per cent in the highest grades up to 25 per cent in the lowest.

diary.

Salt Laker to Be Division Su- Calls on Democrats to Fight for Their Established Principles.

NOTABLE RAILROAD CAREER WOMEN'S CLUB AT LAGOON

LEAVES FRISCO SYSTEM FOR SEVERAL SPEAKERS ADDRESS SPIRITED GATHERING.

> The Democratic party stands for the eternal principles upon which it is found-

> That is the essence of a stirring address by Judge William H. King last evening at Lagoon, when he addressed the Woman's Democratic club. The judge delivered a stirring speech, every sentiment of which evoked applause from the ladies and the others gathered in the dancing pavilion. Judge King believes that under certain conditions a non-partisan ticket might be advisable, but under the prevailing circumstances he cannot see that such a course will have any other effect than further to augment the bitterness and strire which already exist between the Republican party and the

> "American" party.
>
> Judge King believes that President Roosevelt will accept a renomination, if it be tendered him, and declares that the policy of the president is to centralize the power of government in his own hands, divest the states of their rights and, in effect, to establish a monarchy.

For Straight Ticket.

In addition to the remarks made by Judge King, brief addresses were made by L. R. Martineau, chairman of the state committee, and Joseph Hyde of Sanpete. Mr. Martineau declared that while there might be few Democrats in Salt Lake City, they are standing by their guns. He believed they ought to put up a straight and unassailable ticket. Mr. Martineau said the principles erunciated by W. J. Bryan are being carried out by Theodore Roesevelt, and he was glad to see it.

Mr. Hyde told an apt story, illustrating the treachery of the Republican party, and declared that the Democrats ought to stand together and fight it out.

M. F. Cunninghaam, acting as master of ceremonies, introduced the speakers,

was accompanied on the piano by Samuel

Compliments the Women.

Judge King began his remarks by com-Judge King began his remarks by com-plimenting the ladies' Democratic organi-zation for its interest in political affairs and for its valuable contributions to the work of the Democratic party. He briefly reviewed the evolution in governments which had resulted in the emancipation binneen of Cheyenne, coming suddenly upon the animal, it gave one
frenzied look at the car and fell
dead in its tracks. It is believed that
this is the first instance where a by it in the last election, by which it sought to create religious prejudices from which it hoped to drive from the Demo-******** cratic ranks many whose devotion to Democracy might be shaken by appeals to such prejudices.

A Mission to Perform.

"The Democratic party now, as in the past, has an important mission to per-form," said Judge King. "The internecine strife in Utah is the result of the unfair Los Angeles, Aug. 27.—The three alleged Mexican revolutionists arrested here last week were arraigned in the police court today charged with resisting an officer. The trial of Ricardo Magon the un-American policies which it has a party of War. the un-American policies which it has pursued. The Democratic party of Utah

Are Stumbling Blocks.

"But both the American and the Republican parties, filled as they are with bitterness, and arrogant because each believes that it can win, would not permit a genuine and earnest effort for a truly non-partisan ticket. The only thing for Washington, Aug. 27.—The joint board composed of Acting Secretary Newberry of the navy and General Ainsworth of the army and Assistant Secretary of the Treasury Beekman Winthrop has completed a bil for recommendation to con-

Wherein Lies Peril.

BURNED TO DEATH.

Oklahoma City, Aug. 27—Searching for an exit and hemmed in on all sides by fire, Walter and Sadie ward, Lillian Raye and Vergle Walter and Sadie lace were burned to death in a fire lace were burned to death in a fire tin a building east of Grand avenue.
The fire is believed to be incenthe Republicans and the 'American' party should win at the next election, the fight in Utah would be more bitter than ever and the industrial development of the state seriously menaced. If the wing of the Republican party controlled by the federal element should triumph, the bitterness between the Republicans and the 'American' party

Hitchcock's Order Reversed.

Washington, Aug. 27 .- The interior department is revoking the orders of Secretary Hitchcock, suspending thousands of public land entries in the west and as soon as possible all entries where proof is complete and against which no charges are pending will be passed to patent. Hundreds of thousands of acres were tied up by Secretary Httchcock's orders of suspension and there is not a single word of evidence in the files of the department to justify his action in a great majority of the cases. The present administration is as determined as Hitchcock to punish land thieves, but does not propose to punish the innocent